IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY

NOTICE OF MOTION NO.127 OF 2006
IN
INSOLVENCY NOTICE NO.N/81 OF 2006

Re : Ghanshyamdas Gopaldas Singi. ..Jt.Debtor.
Ex-parte:
SICOM Ltd. ...Jt. Creditor.

....

Mr. J.N. Shiradhonkar for the Judgment Debtor.
Mr. P.V. Shah for the Judgment Creditor.

.....

CORAM : DR.D.Y.CHANDRACHUD, J.

DECEMBER 19, 2006.

P.C.

The Motion has been taken out for setting aside the Insolvency Notice. The Insolvency Notice is based on a judgment of this Court in Misc. Petition 64 of 2000 taken out by SICOM Ltd. which is decreed on 25th April 2005. Counsel appearing on behalf of the Applicant states that an appeal has been filed against the decree. The delay in the filing of the appeal was condoned on 18th March 2006. Admittedly the appeal has neither been moved until date, nor has the operation of the order of the Learned Single Judge been stayed. In the circumstances no case has been made out for setting aside the Insolvency Notice. The Notice of Motion is dismissed.